

Docket No.: SON-3611  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Masaru Kuramoto et al.

**Appeal No. 2009-13808**

Application No.: 11/521,429

Confirmation No.: 1562

Filed: September 15, 2006

Art Unit: 2828

For: LASER DIODE AND LASER DIODE DEVICE

Examiner: M. W. Carter

**REQUEST FOR MODIFICATION OF ORAL HEARING DATE**

MS Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

*Denied*  
*7-13-10*  
*[Signature]*

Dear Sir:

**INTRODUCTORY COMMENTS**

This is a request for a modification of the Oral Hearing date for either Appeal No. 2009-13808 or Appeal No. 2009-012063.

An appeal of the final decision of the Examiner in U.S. Patent Application Serial No. 11/521,429, the instant application on appeal, is identifiable as Appeal No. 2009-13808.

A related Request for Appeal No. 2009-012063 is being filed in U.S. Patent Application Serial No. 10/811,246.

Application No. 11/521,429

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## 1. BACKGROUND

### a. Appeal No. 2009-13808

Appeal No. 2009-13808 is the appeal in the instant application.

The "*Notice of Hearing Confirmation Required Within Twenty-One Days*" dated June 11, 2010 requests a confirmation for attending the Oral Hearing before the Board of Patent Appeals and Interferences ("the Board") in Appeal No. 2009-13808 scheduled for July 20, 2010 at 9:00 AM.

As an initial reply to the Notice, a confirmation for attendance at the Oral Hearing for Appeal No. 2009-13808 was filed by facsimile on June 17, 2010.

A copy of the confirmation for attendance at the Oral Hearing for Appeal No. 2009-13808 is provided as an attachment to this Request.

### b. Appeal No. 2009-012063

Appeal No. 2009-012063 is the appeal in U.S. Patent Application Serial No. 10/811,246.

A "*Notice of Hearing Confirmation Required Within Twenty-One Days*" dated June 11, 2010 requests a confirmation for attending an Oral Hearing before the Board in Appeal No. 2009-012063 scheduled for July 20, 2010 at 9:00 AM.

However, the hearing date and time of July 20, 2010 at 9:00 AM is in conflict with the Oral Hearing regarding Appeal No. 2009-13808.

A copy of the confirmation for attendance at the Oral Hearing for Appeal No. 2009-012063 is also provided as an attachment to this Request.

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2. RELIEF

At the discretion of the Board, modification of the Oral Hearing date for either Appeal No. 2009-13808 or Appeal No. 2009-012063 from July 20, 2010 to another date is respectfully requested.

Dated: July 1, 2010

Respectfully submitted,

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